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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: April 13, 2005 Name: John G. Rauch Signature: [Signature]

**BRINKS
HOFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **Schuler, Franz, et al.**

Appln. No.: **10/501,406**

Filed: **January 7, 2005**

For: **NON-VOLATILE TWO-TRANSISTOR
SEMICONDUCTOR MEMORY CELL
AND METHOD FOR PRODUCING THE
SAME**

Attorney Docket No: **10808/145**

Examiner: **Whitehead, Jr., Carl W.**

Art Unit: **2813**

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Response to Notice of Non-Compliant Amendment
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

| | | | | | Small Entity | | | Not a Small Entity | |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|-----------|----|--------------------|-----------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Add'l Fee | or | Rate | Add'l Fee |
| Total | 20 | Minus | 20 | 0 | x \$25= | | | x \$50= | 0 |
| Indep. | 2 | Minus | 3 | 0 | x 100= | | | x \$200= | 0 |
| First Presentation of Multiple Dep. Claim | | | | | +\$180= | | | +\$360= | |
| | | | | | Total | \$ | | Total | \$0 |

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

4/13/05
Date

Respectfully submitted,
[Signature]
John G. Rauch (Reg. No. 37,218)



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postage, as first class mail in an envelope addressed to:

Mailstop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
on April 13, 2005

Date of Deposit

John G. Rauch -- Reg. No. 37,218

Name of applicant, assignee or
Registered Representative

Signature
4/13/05

Date of Signature

Our Case No. 10808/145
Client ref. In1221WOUS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|------------------------------|---|----------------------------------|
| In re Application of: |) | |
| Schuler, Franz, et al. |) | |
| Serial No. 10/501,406 |) | Examiner Whitehead, Jr., Carl W. |
| Filing Date: January 7, 2005 |) | Group Art Unit No. 2813 |
| For NON-VOLATILE TWO- |) | |
| TRANSISTOR SEMICONDUCTOR |) | |
| MEMORY CELL AND METHOD |) | |
| FOR PRODUCING THE SAME |) | |

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is submitted in response to the Notice of Non-compliant Amendment
mailed March 29, 2005.

Amendments to the Claims are reflected in the replacement listing of claims
which begins on page 2 of this paper.